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**FAX TRANSMISSION****DATE:** January 17, 2008**PTO IDENTIFIER:** Application Number 10/523,306-Conf. #6397  
Patent Number**Inventor:** Danila Valmori et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** FULBRIGHT & JAWORSKI L.L.P.

Norman D. Hanson

**PHONE:** (212) 318-3168**Attorney Dkt. #:** NY-LUD 5739-US (10201468)**PAGES (Including Cover Sheet):** 13**CONTENTS:** Revised Amendment Under Rule 111  
Copy of Notice of Non-Compliant Amendment  
Response To Notice Of Non-Compliant Amendment (37 C.f.r. 1.121) (1 page)  
Certificate of Transmission (1 page)

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PTO/SB/97 (09-04)

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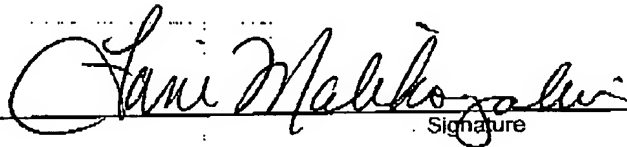
Application No. (if known): 10/523,306

Attorney Docket No.: NY-LUD 5739-US

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Revised Amendment Under Rule 111

Copy of Notice of Non-Compliant Amendment

Response To Notice Of Non-Compliant Amendment (37 C.f.r. 1.121) (1 page)



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/523,306	09/28/2005	Danila Valmori	LUD 5739 US (10201468)	6397

24972 7590 01/03/2008  
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EXAMINER	
AUDET, MAURY A	

ART UNIT	PAPER NUMBER
1654	

MAIL DATE	DELIVERY MODE
01/03/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

RECEIVED  
CENTRAL FAX CENTER**Notice of Non-Compliant  
Amendment (37 CFR 1.121)**

Application No.

10/523,306

Examiner.

MAURY AUDET

Applicant(s)

VALMORI ET AL.

Art Unit

1654

JAN 17 2008

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --.

The amendment document filed on 19 July 2007 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

**THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:**

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_
- ☐ 3. Amendments to the drawings:
- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other \_\_\_\_\_
- ☒ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☒ E. Other: See Continuation Sheet.
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

**TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:**

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

**Failure to timely respond** to this notice will result in:

- Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or
- Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Examiner (ES), if applicable

Telephone No.

671-277-7955

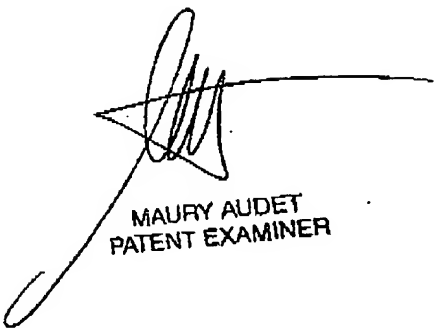
Part of Paper No. 20071226

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Continuation Sheet (PTOL-324)

Application No. 10/523,306

Continuation of 4(e) Other: Claim 4 has not been put into it's proper status identifier: (Withdrawn-currently amended)..



MAURY AUDET  
PATENT EXAMINER